

title 86, of the Revised Civil Statutes of 1895, by adding after article 3993b a new article, to be numbered 3993c, providing for the organization of school districts in community counties and validating such districts heretofore organized,"

And find the same correctly engrossed.

GOUGH, Chairman.

Committee Room,

Austin, Texas, April 3, 1897.

Hon. George T. Jester, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 324, a bill to be entitled "An act to amend article 594 of chapter 11, title 18, of the Revised Civil Statutes of Texas, so as to confer on the board of aldermen of towns and villages having a population of 500 inhabitants and over the right to establish, erect, construct, regulate and keep in repair bridges, culverts, sidewalks, crossings, and to regulate the construction and use of the same; and to make the owner of the lot or lots fronting on a sidewalk responsible for the cost of construction, and creating a lien against said lot or lots for the amount of said cost."

And find the same correctly engrossed.

GOUGH, Chairman.

Committee Room,

Austin, Texas, April 6, 1897.

Hon. George T. Jester, President of the Senate.

Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 223, a bill to be entitled "An act to restore and confer upon the county courts of Menard and Atascosa counties the civil and criminal jurisdiction heretofore belonging to said courts under the Constitution and general laws of the State, and to conform the jurisdiction of the district courts of said counties to such changes, and to repeal all laws in conflict with this act,"

And find the same correctly enrolled, and have this day, at 4:05 p. m., presented the same to the Governor for his approval.

NEAL, Acting Chairman.

Committee Room,

Austin, Texas, April 5, 1897.

Hon. George T. Jester, President of the Senate.

Your Committee on Public Buildings and Grounds, to whom was referred

Senate concurrent resolution No. 22, a resolution granting to the Eighth Texas Cavalry Association, known as Terry's Texas Rangers, the right to place in the capitol grounds a monument to their heroic dead,

Have had the same under consideration, and I am intructed to report the same back to the Senate with the recommendation that it do pass.

YETT, Chairman.

On motion of Senator Darwin, the Senate adjourned to 10 a. m. to-morrow.

SIXTY-SIXTH DAY.

Senate Chamber,

Austin, Tex., Wednesday, April 7.

Senate met pursuant to adjournment.

Lieutenant-Governor Jester in the chair.

Roll called. Quorum present, the following Senators answering to their names:

Beall.	Morriss.
Bowser.	Neal.
Burns.	Presler.
Colquitt.	Ross.
Darwin.	Stafford.
Goss.	Stone.
Gough.	Terrell.
Harrison.	Turney.
Kerr.	Wayland.
Lewis.	Yantis.
Linn of Victoria.	Yett.

Absent.

Atlee.	Dibrell.
Bailey.	Linn of Wharton.
Boren.	

Excused.

Greer.	Tillett.
Rogers.	Woods.

Prayer by the Chaplain, Rev. F. S. Jackson.

Almighty God: We come to Thee, the source of all wisdom, strength and goodness, and ask the continuation of Thy favors to us. Do Thou so guide us that we may not walk in the insidious and popular counsel of the ungodly, nor stand with sinners and become identified with their conduct, nor sit in or near the seat of the scorner and hear his corroding and destructive slander of all sacred things and relations. May our delight be in Thy law, and help us to meditate thereon day and night. May our characters be like a tree planted by rivers of water, that bringeth forth its

fruit in its season, and whose leaf also shall not wither. Impress strongly and indelibly upon us that it is not so with the wicked; that they will not stand in the congregation of the righteous at the judgment, but shall perish in disgrace and despair. May the floods of Divine love cover our sins and the strength of Thine almighty arm sustain us to-day. These petitions we ask in the name of Christ. Amen.

Pending the reading of the Journal of yesterday,

On motion of Senator Harrison, the same was dispensed with.

On motion of Senator Beall,

Assistant Secretary Dodson was excused for non-attendance on Monday and Tuesday last, on account of important business.

On motion of Senator Colquitt,

Senator Dibrell was excused for non-attendance on Saturday of last week and Monday of this week, on account of important business, and for Tuesday and to-day because of sickness.

On motion of Senator Darwin,

Senator Lewis was excused for non-attendance on Monday and Tuesday, on account of important business.

On motion of Senator Ross,

Senator Terrell was excused for non-attendance on Monday last because of important business.

INVITATIONS.

At the direction of the chair, the following was laid before the Senate:

The President and members of the Senate and their wives and daughters are invited to attend a reception at the grounds of Formosa, the studio of Elisabeth Ney, at Hyde Park, from 5 to 8 o'clock Thursday afternoon, April 8th.

(Signed: Mrs. O. M. Roberts, Mrs. Benedette Tobin, Mrs. Huddle, Mrs. Iglehart, Mrs. A. Faulkner, Mrs. R. S. Gould, Jr., Mrs. E. G. Myers, Mrs. Walling, Mrs. T. F. Taylor.

The members of the press are included in the invitation.

Austin, Texas, April 5, 1897.

Hon. Geo. T. Jester, President of the Senate:

Dear Sir: I desire to extend to you, and through you to the State Senate, an invitation to be present at the entertainment to be given by the pupils of this institution on Wednesday night, April 7. The program will consist of tableaux, etc., and the exercises

will begin at 8 p. m. sharp. Trusting that we may have the pleasure of having you present, I am

Yours very truly,

A. T. ROSE, Superintendent.

Senator Bowser sent up the following:

Dallas, Texas, March 31, 1897.

Col. O. P. Bowser:

Dear Friend: I know you will be pleased to learn that our Confederate monument is finished, or nearly so, and on April 28 and 29 we will celebrate the unveiling with great pomp and ceremony. Come up on the occasion, and extend our invitation to the Senate to come. We long to show the world that Texas is in sympathy with our work, and how better could that sympathy and love be shown than for her representative men, our State Senators, coming to thus honor our noble dead. Tell them it is built through the exertions of the Daughters of the Confederacy, of Texas granite, and by Texas workmen. It honors both the private and the chief. Towering fifty feet, crowned by the statue of the "private," while at the base rise four magnificently polished columns, on which stand life-sized statues of President Davis, Generals R. E. Lee, Stonewall Jackson, and Albert Sydney Johnston. Please extend our invitation, and make one and all understand how much we would appreciate their coming.

Thanking for kindness, your friend,

KATIE CABELL CURRIE,
President D. O. C.

COMMITTEE REPORTS.

Committee Room,

Austin, Texas, April 7, 1897.

Hon. George T. Jester, President of the Senate.

Your Committee on Finance, to whom was referred

Senate bill No. 4, a bill to be entitled "An act making an appropriation for the support of the State government for the years beginning March 1, 1897, and ending February 28, 1899, to cover deficiencies and for other purposes,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the accompanying substitute for said bill, and recommend that said substitute do pass.

STONE, Chairman.

Committee Room,
Austin, Texas, April 7, 1897.

Hon. George T. Jester, President of the Senate.

Your Committee on Finance, to whom was referred

House bill No. 49, a bill to be entitled "An act to transfer to the general revenue account the unexpended balance of the United States direct tax fund remaining in the State treasury on the 2nd day of March, A. D. 1897, the same to be used in the payment of the current expenses of the State government,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

STONE, Chairman.

Committee Room,
Austin, Texas, April 7, 1897.

Hon. Geo. T. Jester, President of the Senate.

Your Judiciary Committee No. 2, to whom was referred

House bill No. 653, a bill to be entitled "An act to prohibit the taking of fish from the waters of Carter Lake, Clinton Lake, and Caddo Lake and their tributaries in Harrison or Marion counties in this State, otherwise than by means of ordinary hook and line and trot line; and to prohibit the sale of game fish in said counties of Harrison and Marion, and to provide penalties for the violation thereof."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

STAFFORD, Chairman.

MAJORITY REPORT.

Committee Room,
Austin, Texas, April 6, 1897.
Hon. George T. Jester, President of the Senate.

Your Committee on Internal Improvements, to whom was referred

Senate bill No. 266, a bill to be entitled "An act to authorize the Galveston, La Porte and Houston Railway Company to acquire by purchase, lease or otherwise all the rights, privileges, franchises and property of the Galveston and Western Railway Company, and to operate, maintain and use the same."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

COLQUITT, Chairman.

MINORITY REPORT.

Committee Room,
Austin, Texas, April 6, 1897.
Hon. Geo. T. Jester, President of the Senate.

I, a minority of your Committee on Internal Improvements, do not concur with the majority on Senate bill No. 266, and offer, this, our minority report, with the recommendation that said Senate bill No. 266 do not pass.

YANTIS.

Committee Room,
Austin, Texas, April 7, 1897.
Hon. George T. Jester, President of the Senate.

Your Committee on Constitutional Amendments, to whom was referred

Senate joint resolution No. 13, a joint resolution to amend section 24, of article 3, of the Constitution of the State of Texas,

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, with the following amendment:

Strike out all of said resolution relating to mileage.

ATLEE, Chairman.

Committee Room,
Austin, Texas, April 6, 1897.
Hon. George T. Jester, President of the Senate.

Your Committee on Internal Improvements, to whom was referred

Senate bill No. 272, a bill to be entitled "An act to amend and re-enact article 4478 of the Revised Civil Statutes of Texas,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

COLQUITT, Chairman.

Committee Room,
Austin, Texas, April 6, 1897.
Hon. Geo. T. Jester, President of the Senate:

Your Committee on Internal Improvements, to whom was referred

Senate bill No. 346, a bill to be entitled "An act to provide for paying the traveling expenses of the Railroad Commissioners, secretary, clerks and other employees,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

COLQUITT, Chairman.

BILLS AND RESOLUTIONS.

By Senator Burns (by request):

Senate bill No. 347, a bill to be entitled "An act to render more efficient and more effective the present road law of the State of Texas in its application and operation in the counties of Galveston, Harris, Brazoria and Wharton, and to authorize and empower said counties to issue bonds for the construction and maintenance of public roads and highways within the said respective counties."

Read first time and referred to the Committee on Roads, Bridges and Ferries.

By Senator Lewis:

Senate bill No. 348, a bill to be entitled "An act to amend article 1331, chapter 13, title 30, of the Revised Statutes of Texas of 1895, relating to special verdicts."

Read first time and referred to Judiciary Committee No. 1.

By Senator Bowser:

Resolution accepting the invitation of the Daughters of the Confederacy to attend the unveiling ceremonies of the Confederate monument at Dallas, Texas, on the 28th and 29th days of April, 1897:

Whereas, the Daughters of the Confederacy have succeeded in having erected in the city of Dallas, Texas, a suitable and imposing monument, out of Texas granite and by Texas workmen, in honor of the brave men who died in the cause of the Confederacy; and

Whereas, the said monument will be unveiled with appropriate ceremonies on the 28th and 29th days of April, 1897, and this body has been very urgently invited to attend the same in its representative capacity by the Daughters of the Confederacy, through their president, Mrs. Katie Cabell Currie; and

Whereas, by the completion of said monument the Daughters of the Confederacy merit the gratitude of the people of this State, and it is fitting and proper that this body should approve of and encourage the work being done by these noble women; therefore be it

Resolved by the Senate of Texas, that said invitation be, and the same is hereby accepted.

Sec. 2. That this body expresses its appreciation of the efforts of these Texas Southern women to perpetuate in stone the deeds of heroism and patriotic devotion to duty of those who followed the flag of the Lost Cause.

Sec. 3. That a copy of this resolution be forwarded by the Secretary of the Senate to Mrs. Katie Cabell Currie, president of the Daughters of the Confederacy.

Adopted.

By Senator Stafford:

Whereas, it is a common complaint in the Senate Chamber that all pencils, pens, paper, envelopes and other things are mysteriously disappearing, to the great annoyance of the Senate; therefore be it

Resolved, that the Sergeant-at-Arms be requested to keep a close watch and discover the cause of such purloining.

Adopted.

Call concluded.

The Chair laid before the Senate, Senate concurrent resolution No. 22, granting to the Eighth Texas Cavalry Association, known as "Terry's Rangers," permission to erect in the Capitol grounds a monument to their heroic dead.

Resolution read.

By Senator Goss:

Amend by striking out the words "in conjunction with the committee appointed by said association."

Adopted by the following vote:

Yeas—12.

Beall.	Lewis.
Colquitt.	Stafford.
Darwin.	Terrell.
Goss.	Turney.
Harrison.	Wayland.
Kerr.	Yett.

Nays—9.

Bowser.	Neal.
Burns.	Presler.
Linn of Victoria.	Ross.
Linn of Wharton.	Stone.
Morriss.	

Absent.

Atlee.	Gough.
Bailey.	Yantis.
Boren.	

Excused.

Dibrell.	Tillett.
Greer.	Woods.
Rogers.	

The resolution was then adopted by the following vote:

Yeas—16.

Beall.	Linn of Victoria.
Bowser.	Linn of Wharton.
Burns.	Morriss.
Colquitt.	Neal.
Kerr.	Presler.

Ross.
Stone.
Terrell.

Turney.
Wayland.
Yett.

Nays—5.

Darwin.
Goss.
Harrison.

Lewis.
Stafford.

Absent.

Atlee.
Bailey.
Boren.

Gough.
Yantis.

Excused.

Dibrell.
Greer.
Rogers.

Tillett.
Woods.

We vote no, because we think, before the Legislature should allow the erection of any monument in the capitol grounds, it should be furnished with the design of such monument and the spot of erection be specifically designated by the applicant.

STAFFORD,
GOSS.

The Chair laid before the Senate, on third reading,

Substitute House bill No. 90, a bill to be entitled "An act to regulate the practice of dentistry in the State of Texas, and to prescribe penalties for the violation of the same, and to provide for appointment of a State Board of Dental Examiners."

Bill read third time and passed.

Senator Morriss moved to reconsider the vote by which the bill passed, and to lay that motion on the table.

Tabled.

The Chair laid before the Senate on third reading

House bill No. 314, a bill to be entitled "An act to amend articles 529c, 529d, 529g, 529h, 529m and 529n, of chapter 5, title 13, of the Penal Code of the State of Texas of 1895, by adding articles 529s and 529t to said chapter 5, title 13, of said Penal Code of the State of Texas, relating to offenses for the protection of fish, birds, and game, and to repeal all laws in conflict herewith."

Bill read third time, and passed by the following vote:

Yeas—21.

Beall.
Bowser.
Burns.
Colquitt.
Darwin.
Goss.
Harrison.
Lewis.
Linn of Victoria.

Linn of Wharton.
Morriss.
Neal.
Presler.
Ross.
Stafford.
Stone.
Terrell.
Turney.

Wayland.
Yantis.

Yett.

Nays—none.

Absent.

Atlee.
Bailey.
Boren.

Gough.
Kerr.

Excused.

Dibrell.
Greer.
Rogers.

Tillett.
Woods.

Senator Linn of Victoria moved to reconsider the vote by which the bill was passed, and to lay that motion on the table.

Tabled.

The Chair laid before the Senate, on second reading,

House bill No. 79, a bill to be entitled "An act to prevent immoral publications and to prevent the sale and distribution of such publications, making a violation thereof a felony, prescribing penalty therefor, and declaring an emergency."

Bill read second time, and passed to third reading.

The Chair laid before the Senate, on second reading,

House bill No. 105, a bill to be entitled "An act to require the owner, owners or lessees of coal mines within this State to provide for the safety and health of their employes, and requiring them to construct sufficient means of ingress and egress, and providing a penalty for a failure to do so."

Bill read second time, and passed to third reading.

Senator Goss entered a motion to reconsider the vote by which House bill No. 79 (see caption above) was passed.

The Chair laid before the Senate, on second reading,

House bill No. 205, a bill to be entitled "An act to provide for the payment of tax assessors for taking agricultural statistics for the year 1895."

Bill read second time, and

On motion of Senator Colquitt was postponed till to-morrow.

On motion of Senator Morriss, the regular order of business was suspended to take up, on its third reading,

House bill No. 281, a bill to be entitled "An act to repeal article 2923, chapter 6, title 52, of the Revised Civil Statutes of the State of Texas."

Bill read third time, and passed by the following vote:

Yeas—14.

Bowser.	Neal.
Burns.	Presler.
Colquitt.	Stafford.
Kerr.	Stone.
Linn of Victoria.	Terrell.
Linn of Wharton.	Wayland.
Morriss.	Yantis.

Nays—8.

Beall.	Lewis.
Darwin.	Ross.
Goss.	Turney.
Harrison.	Yett.

Absent.

Atlee.	Boren.
Bailey.	Gough.

Excused.

Dibrell.	Tillett.
Greer.	Woods.
Rogers.	

Senator Morriss moved to reconsider the vote by which the bill was passed and to lay that motion on the table.

Tabled.

The Chair laid before the Senate, on second reading,

House bill No. 309, a bill to be entitled "An act to provide for the purchase of public lands in quantities of twenty acres or less, situated on islands, by actual settlers, who have settled on and placed valuable improvements thereon in good faith, or to their vendees, prior to the 1st day of January, 1895, and prescribing the price, terms, manner and time of such purchase."

Bill read second time.

By Senator Linn of Victoria:

Amend section 1 by striking out in line 1, the words "or their vendors."

Adopted by the following vote:

Yeas—19.

Atlee.	Neal.
Bowser.	Presler.
Burns.	Ross.
Colquitt.	Stone.
Goss.	Terrell.
Harrison.	Turney.
Kerr.	Wayland.
Lewis.	Yantis.
Linn of Victoria.	Yett.
Morriss.	

Nays—2.

Darwin.	Stafford.
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Absent.

Bailey.	Gough.
Beall.	Linn of Wharton.
Boren.	

Excused.

Dibrell.	Tillett.
Greer.	Woods.
Rogers.	

By Senator Linn of Victoria:

Amend section 1 by striking out in line 26 the words "two years," and inserting in lieu thereof the words "six months."

By Senator Burns:

Amend the amendment by striking out "six months," and inserting in lieu thereof "ninety days."

Adopted.

The amendment as amended was adopted.

By Senator Burns:

Amend section 2, line 29, by striking out the following: "or his vendee."

Adopted.

By Senator Atlee:

Strike out in the caption the words "or to their vendees."

Adopted.

By Senator Terrell:

Amend by striking out line 15, page 2, the words "or his vendor or vendors."

Adopted.

Pending further consideration,

On motion of Senator Turney, the same was postponed till to-morrow.

The Chair gave notice of signing, and did sign, after their captions had been read,

House bill No. 176, entitled "An act to quiet titles to lands located and surveyed by virtue of land certificates granted under the act of the Legislature of the State of Texas, entitled an act granting to persons who have been permanently disabled by reason of wounds received while in the service of this State or of the Confederate States, a certificate for 1280 acres of land, approved April 9, 1881, and to validate patents issued on such locations and surveys."

House bill No. 168, entitled "An act to punish persons for wilfully turning out or permitting to run at large within a county or subdivision of any county in which the stock law has been adopted, stock not permitted to run at large."

House bill No. 614, entitled "An act to regulate the terms and fix the times of holding the terms of the district court in the Eighth judicial district of Texas, and to repeal all laws and parts of laws in conflict with this act."

House bill No. 571, entitled "An act prescribing the time of holding the terms in the district court in the Twenty-eighth, Thirty-sixth and Forty-ninth Judicial Districts of the State of Texas, and to repeal all laws and parts of laws in conflict herewith."

The Chair laid before the Senate, on second reading,

House bill No. 337, a bill to be entitled "An act to amend article 207, chapter 1, title 8, of the Penal Code, changing the penalty in perjury cases except as provided for in article 208 of the Penal Code, from not more than ten years nor less than five years in the penitentiary to not more than ten years nor less than two years in the penitentiary."

Bill read second time, and passed to third reading.

The Chair laid before the Senate, on second reading,

House bill No. 426, a bill to be entitled "An act to restore to and confer upon the county court of Franklin county the criminal jurisdiction heretofore belonging to it under the Constitution and General Statutes of the State, and to conform the jurisdiction of the district court of said county to such change."

Bill read second time.

By Senator Morriss:

Amend by striking out the enacting clause.

Lost by the following vote:

Yeas—10.

Lewis.	Stafford.
Linn of Victoria.	Stone.
Morriss.	Terrell.
Presler.	Wayland.
Ross.	Yantis.

Nays—11.

Atlee.	Goss.
Bailey.	Harrison.
Bowser.	Kerr.
Burns.	Turney.
Colquitt.	Yett.
Darwin.	

Absent.

Beall.	Linn of Wharton.
Boren.	Neal.
Gough.	

Excused.

Dibrell.	Tillett.
Greer.	Woods.
Rogers.	

Senator Bowser moved to reconsider the vote by which the amendment was lost.

Lost by the following vote:

Yeas—11.

Bowser.	Ross.
Lewis.	Stafford.
Linn of Victoria.	Stone.
Morriss.	Terrell.
Neal.	Yantis.
Presler.	

Nays—12.

Atlee.	Harrison.
Beall.	Kerr.
Burns.	Linn of Wharton.
Colquitt.	Turney.
Darwin.	Wayland.
Goss.	Yett.

Absent.

Gough.

Excused.

Dibrell.	Tillett.
Greer.	Woods.
Rogers.	

(Senator Bowser in the chair.)

Senator Stafford moved that further consideration of the bill be indefinitely postponed.

Senator Darwin moved to table the motion to postpone indefinitely.

Lost by the following vote:

Yeas—10.

Beall.	Harrison.
Burns.	Stone.
Colquitt.	Turney.
Darwin.	Wayland.
Goss.	Yett.

Nays—12.

Atlee.	Morriss.
Bowser.	Presler.
Kerr.	Ross.
Lewis.	Stafford.
Linn of Victoria.	Terrell.
Linn of Wharton.	Yantis.

Absent.

Bailey.	Gough.
Boren.	Neal.

Excused.

Dibrell.	Tillett.
Greer.	Woods.
Rogers.	

The motion to indefinitely postpone then prevailed by the following vote:

Yeas—12.

Atlee.	Neal.
Bowser.	Presler.
Kerr.	Ross.
Lewis.	Stafford.
Linn of Victoria.	Terrell.
Morriss.	Yantis.

Nays—11.

Beall.	Harrison.
Boren.	Stone.
Burns.	Turney.
Colquitt.	Wayland.
Darwin.	Yett.
Goss.	

Absent.

Bailey.	Linn of Wharton.
Gough.	

Excused.

Dibrell.	Tillett.
Greer.	Woods.
Rogers.	

Senator Stafford moved to reconsider the vote by which the bill was indefinitely postponed, and to lay that motion on the table.

Lost by the following vote:

Yeas—11.

Atlee.	Presler.
Bowser.	Ross.
Lewis.	Stafford.
Linn of Victoria.	Terrell.
Morriss.	Yantis.
Neal.	

Nays—12.

Beall.	Harrison.
Boren.	Kerr.
Burns.	Stone.
Colquitt.	Turney.
Darwin.	Wayland.
Goss.	Yett.

Absent.

Bailey.	Linn of Wharton.
Gough.	

Excused.

Dibrell.	Woods.
Greer.	Tillett.
Rogers.	

The motion to reconsider was then lost by the following vote:

Yeas—11.

Beall.	Harrison.
Boren.	Stone.
Burns.	Turney.
Colquitt.	Wayland.
Darwin.	Yett.
Goss.	

Nays—12.

Atlee.	Neal.
Bowser.	Presler.
Kerr.	Ross.
Lewis.	Stafford.
Linn of Victoria.	Terrell.
Morriss.	Yantis.

Absent.

Bailey.	Linn of Wharton.
Gough.	

Excused.

Dibrell.	Tillett.
Greer.	Woods.
Rogers.	

HOUSE MESSAGE.

The following House message was received:

Hall House of Representatives,
Austin, Texas, April 7, 1897.

Hon. Geo. T. Jester, President of the Senate:

I am directed by the House to in-

form the Senate that the House has called up the motion to reconsider the vote by which Senate bill No. 13 was passed, and which motion was spread on the Journal, March 3, and tabled the motion.

Respectfully,

LEE J. ROUNTREE, Chief Clerk.

On motion of Senator Colquitt, the Senate adjourned to 3 p. m.

AFTERNOON SESSION.

The Senate met pursuant to adjournment.

Lieutenant-Governor Jester in the chair.

Roll called.

No quorum, the following Senators answering to their names:

Atlee.	Ross.
Darwin.	Turney.
Lewis.	Yantis.
Linn of Victoria.	Yett.
Linn of Wharton.	

Absent.

Bailey.	Harrison.
Beall.	Kerr.
Boren.	Morriss.
Bowser.	Neal.
Burns.	Presler.
Colquitt.	Stafford.
Goss.	Stone.
Gough.	Wayland.

Excused.

Dibrell.	Terrell.
Greer.	Tillett.
Rogers.	Woods.

Senator Turney moved a call of the Senate, which was ordered, the following Senators answering to their names:

Atlee.	Presler.
Beall.	Ross.
Bowser.	Stafford.
Darwin.	Terrell.
Kerr.	Turney.
Lewis.	Wayland.
Linn of Victoria.	Yantis.
Linn of Wharton.	Yett.
Neal.	

Absent.

Bailey.	Gough.
Boren.	Harrison.
Burns.	Morriss.
Colquitt.	Stone.
Goss.	

Excused.

Dibrell.	Tillett.
Greer.	Woods.
Rogers.	

Senators Burns, Harrison, Goss, and Stone were announced.

Quorum announced.

Senator Turney called up

Senate bill No. 13, a bill to be entitled "An act to abolish the unorganized counties of Buchel and Foley and incorporate their territory in the county of Brewster, to provide for the payment of certain bonds held by the State against said unorganized counties out of funds now on hand to their credit, and for the transfer and payment of the balance of said funds to the proper officers and said Brewster county,"

Which had passed the House with an amendment, and moved that the Senate do not concur in said amendment, and that a free conference committee be appointed.

Carried, and the Chair appointed, as committee on part of the Senate, Senators Turney, Atlee, Goss, Darwin and Linn of Wharton.

The Chair laid before the Senate, on second reading,

House bill No. 459, a bill to be entitled "An act to require bond investment companies doing business in the State of Texas to deposit certain sums of money or securities with the Treasurer of the State of Texas, and providing penalties for failure to comply with the terms of this law."

Bill read second time, and

On motion of Senator Lewis, postponed till to-morrow after call.

By consent, the following bill was introduced:

By Senator Stafford (by request):

Senate bill No. 349, a bill to be entitled "An act to authorize the Houston and Texas Central Railroad Company to purchase, own and operate the railway extending from a point in or near the town of Bremond, in Robertson county, to a point in or near the town of Ross, in McLennan county, with its franchises and appurtenances, and the railway extending from a point in or near said town of Ross to a point in or near the town of Albany, in Shackelford county, with its franchises and appurtenances, or either of such railways with its franchises and appurtenances, or any part or parts thereof, and to authorize the owners thereof to sell the same, and to authorize a corresponding increase in the authorized aggregate of the bonds and stock of said Houston and Texas Central Railroad Company, and to regulate reports of such properties and the operations thereof."

Read first time and referred to Judiciary Committee No. 2.

On motion of Senator Morriss, the regular order of business was suspended to take up Senate concurrent resolution No. 20, relating to deep water, good harbors, etc. (responsive to concurrent resolution in Kansas Legislature).

Resolution read and adopted.

The Chair laid before the Senate, on second reading,

House bill No. 476, a bill to be entitled "An act to restore and confer upon the county court of San Saba county the civil and criminal jurisdiction formerly belonging to said county under the Constitution and general statutes of the State, and to conform the jurisdiction of the district court of said county to said change."

Bill read second time, and passed to third reading.

On motion of Senator Presler, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put upon its third reading and final passage by the following vote:

Yeas—22.

Atlee.	Morriss.
Beall.	Neal.
Bowser.	Presler.
Burns.	Ross.
Colquitt.	Stafford.
Darwin.	Stone.
Goss.	Terrell.
Harrison.	Turney.
Lewis.	Wayland.
Linn of Victoria.	Yantis.
Linn of Wharton.	Yett.

Nays—none.

Absent.

Bailey.	Gough.
Boren.	Kerr.

Excused.

Dibrell.	Tillett.
Greer.	Woods.
Rogers.	

Bill read third time, and passed by the following vote:

Yeas—21.

Atlee.	Neal.
Beall.	Presler.
Bowser.	Ross.
Burns.	Stafford.
Darwin.	Stone.
Goss.	Terrell.
Harrison.	Turney.
Lewis.	Wayland.
Linn of Victoria.	Yantis.
Linn of Wharton.	Yett.
Morriss.	

Nays—none.

Absent.

Bailey.	Gough.
Boren.	Kerr.
Colquitt.	

Excused.

Dibrell.	Tillett.
Greer.	Woods.
Rogers.	

The Chair laid before the Senate, on second reading,

House bill No. 613, a bill to be entitled "An act to set apart for free school purposes four leagues of land heretofore granted to the territory known as Greer county, and to authorize the Attorney General to institute proceedings for the recovery of said land."

Bill read second time, and passed to third reading.

On motion of Senator Turney, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put upon its third reading and final passage by the following vote:

Yeas—24.

Atlee.	Linn of Wharton.
Beall.	Morriss.
Bowser.	Neal.
Burns.	Presler.
Colquitt.	Ross.
Darwin.	Stafford.
Goss.	Stone.
Greer.	Terrell.
Harrison.	Turney.
Kerr.	Wayland.
Lewis.	Yantis.
Linn of Victoria.	Yett.

Nays—none.

Absent.

Bailey.	Gough.
Boren.	

Excused.

Dibrell.	Tillett.
Rogers.	Woods.

Bill read third time, and passed by the following vote:

Yeas—24.

Atlee.	Linn of Wharton.
Beall.	Morriss.
Bowser.	Neal.
Burns.	Presler.
Colquitt.	Ross.
Darwin.	Stafford.
Goss.	Stone.
Greer.	Terrell.
Harrison.	Turney.
Kerr.	Wayland.
Lewis.	Yantis.
Linn of Victoria.	Yett.

Nays—none.

Absent.

Bailey.	Gough.
Boren.	

Excused.

Dibrell.	Tillett.
Rogers.	Woods.

On motion of Senator Tillett, the regular order of business was suspended to take up, on its second reading,

Senate bill No. 338, a bill to be entitled "An act to authorize the county commissioners courts of the various counties in this State to retire and fund their outstanding floating indebtedness and to provide for the payment of the same."

Bill read second time, and ordered engrossed.

On motion of Senator Atlee, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put upon its third reading and final passage by the following vote:

Yeas—23.

Atlee.	Morriss.
Beall.	Neal.
Bowser.	Presler.
Burns.	Ross.
Darwin.	Stafford.
Goss.	Stone.
Greer.	Terrell.
Harrison.	Turney.
Kerr.	Wayland.
Lewis.	Yantis.
Linn of Victoria.	Yett.
Linn of Wharton.	

Nays—none.

Absent.

Bailey.	Colquitt.
Boren.	Gough.

Excused.

Dibrell.	Tillett.
Rogers.	Woods.

Pending third reading,

On motion of Senator Greer, further consideration was postponed till tomorrow, by the following vote:

Yeas—15.

Beall.	Linn of Wharton.
Colquitt.	Presler.
Darwin.	Stafford.
Greer.	Terrell.
Harrison.	Turney.
Kerr.	Wayland.
Lewis.	Yantis.
Linn of Victoria.	

Nays—9.

Atlee.	Neal.
Bowser.	Ross.
Burns.	Stone.
Goss.	Yett.
Morriss.	

Absent.

Bailey.	Gough.
Boren.	

Excused.

Dibrell.	Tillett.
Rogers.	Woods.

On motion of Senator Beall, the regular order of business was suspended to take up on its second reading,

Senate bill No. 176, a bill to be entitled "An act to prescribe the powers, duties and compensation of the State Board of Examiners, and to regulate the issuance of State certificates."

Bill read second time.

By Senator Beall:

The near approach of the close of the present session of the Legislature, and the importance of this act to the public school system of the State, create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this act take effect from and after its passage, and it is so enacted.

Adopted.

Bill ordered engrossed by the following vote:

Yeas—20.

Atlee.	Linn of Victoria.
Beall.	Linn of Wharton.
Bowser.	Morriss.
Burns.	Neal.
Darwin.	Presler.
Goss.	Stafford.
Greer.	Stone.
Harrison.	Turney.
Kerr.	Yantis.
Lewis.	Yett.

Nays—4.

Colquitt.	Terrell.
Ross.	Wayland.

Absent.

Bailey.	Gough.
Boren.	

Excused.

Dibrell.	Tillett.
Rogers.	Woods.

On motion of Senator Beall, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put upon its third reading and final passage by the following vote:

Yeas—22.

Atlee.	Linn of Wharton.
Beall.	Morriss.
Bowser.	Neal.
Burns.	Presler.
Darwin.	Ross.
Goss.	Stafford.
Greer.	Stone.
Harrison.	Turney.
Kerr.	Wayland.
Lewis.	Yantis.
Linn of Victoria.	Yett.

Nays—2.

Colquitt.	Terrell.
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Absent.

Bailey.	Gough.
Boren.	

Excused.

Dibrell.	Tillett.
Rogers.	Woods.

Bill read third time, and passed by the following vote:

Yeas—21.

Atlee.	Morriss.
Beall.	Neal.
Bowser.	Presler.
Burns.	Ross.
Darwin.	Stafford.
Goss.	Stone.
Greer.	Turney.
Harrison.	Wayland.
Lewis.	Yantis.
Linn of Victoria.	Yett.
Linn of Wharton.	

Nays—1.

Terrell.	
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Absent.

Bailey.	Gough.
Boren.	Kerr.
Colquitt.	

Excused.

Dibrell.	Tillett.
Rogers.	Woods.

On motion of Senator Yett, the regular order of business was suspended, to take up, on its second reading,

Senate bill No. 142, a bill to be entitled "An act to amend articles 373, 374, 375 and 376, of the Penal Code, Revised Statutes of the State of Texas, relating to lotteries and raffles."

Bill read second time.

By Senator Burns:

Amend by striking out line 8, page 1 (enacting clause).

Lost by the following vote:

Yeas—4.

Burns.	Ross.
Linn of Victoria.	Yantis.

Nays—18.

Atlee.	Linn of Wharton.
Beall.	Morriss.
Bowser.	Neal.
Darwin.	Presler.
Goss.	Stafford.
Greer.	Terrell.
Harrison.	Turney.
Kerr.	Wayland.
Lewis.	Yett.

Absent.

Bailey.	Gough.
Boren.	Stone.
Colquitt.	

Excused.

Dibrell.	Tillett.
Rogers.	Woods.

The bill was ordered engrossed.

(Senator Kerr in the chair.)

On motion of Senator Bowser, the regular order of business was suspended to take up on second reading,

Senate bill No. 281, a bill to be entitled "An act to authorize towns and villages incorporated under the provisions of chapter 11, title 18, of the Revised Civil Statutes, to condemn the right of way over and across the road bed and right of way of any railway company, within the limits of such town or village, when deemed necessary by such town or village for the purpose of opening, widening or extending the public streets of such towns or villages; to define the duties of railway companies when their road beds and rights of way are condemned for street purposes by such towns or villages, and to prescribe a penalty for violations thereof."

Bill read second time, and ordered engrossed.

On motion of Senator Stafford, the regular order of business was suspended to take up on second reading,

Senate bill No. 332, a bill to be entitled "An act to amend chapter 4, title 6, of the Penal Code of the State of Texas, by adding thereto article 186a."

Bill read second time.

By Senator Colquitt:

Amend by striking out all of line 8, on page 1 (enacting clause).

Adopted by the following vote:

Yeas—14.

Beall.	Harrison.
Bowser.	Kerr.
Burns.	Morriss.
Colquitt.	Stone.
Darwin.	Terrell.
Goss.	Wayland.
Greer.	Yett.

Nays—7.

Lewis.	Stafford.
Linn of Victoria.	Turney.
Linn of Wharton.	Yantis.
Ross.	

Absent.

Atlee.	Gough.
Bailey.	Neal.
Boren.	Presler.

Excused.

Dibrell.	Tillett.
Rogers.	Woods.

On motion of Senator Bowser, the regular order of business was suspended, to take up, on its third reading,

Senate bill No. 281, a bill to be entitled "An act to authorize towns and villages incorporated under the provisions of chapter 11, title 18, of the Revised Civil Statutes, to condemn the right of way over and across the road bed and right of way of any railway within the limits of such town or village, when deemed necessary by such town or village for the purpose of opening, widening or extending the public streets of such towns or villages, to define the duties of railroad companies when their roadbeds and rights of way are condemned for street purposes by such towns and villages, and to prescribe a penalty for violations thereof."

On motion of Senator Bowser, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put upon its third reading and final passage by the following vote:

Yeas—19.

Beall.	Morriss.
Bowser.	Ross.
Colquitt.	Stafford.
Goss.	Stone.
Greer.	Terrell.
Harrison.	Turney.
Kerr.	Wayland.
Lewis.	Yantis.
Linn of Victoria.	Yett.
Linn of Wharton.	

Nays—2.

Burns.	Darwin.
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Absent.

Atlee.	Gough.
Bailey.	Neal.
Boren.	Presler.

Excused.

Dibrell.	Tillett.
Rogers.	Woods.

Bill read third time, and passed by the following vote:

Yeas—20.

Beall.	Morriss.
Bowser.	Neal.
Colquitt.	Ross.
Darwin.	Stafford.
Goss.	Stone.
Greer.	Terrell.
Harrison.	Turney.
Kerr.	Wayland.
Linn of Victoria.	Yantis.
Linn of Wharton.	Yett.

Nays—1.

Burns.

Absent.

Atlee.	Gough.
Bailey.	Lewis.
Boren.	Presler.

Excused.

Dibrell.	Tillett.
Rogers.	Woods.

COMMITTEE REPORTS.

The following committee reports were sent up:

Committee Room,

Austin, Texas, April 7, 1897.

Hon. George T. Jester, President of the Senate.

Your Committee on State Affairs, to whom was referred

Senate joint resolution No. 11, creating a commission to investigate and report to the next session of the Legislature such measure or measures as may be deemed appropriate to correct the evils growing out of the violation of section 6, article XII, of the Constitution of the State by private corporations, and providing for the compensation of the commissioners, etc.

Have had the same under consideration, and I am intructed to report the same back to the Senate with the recommendation that it do pass.

BEALL, Chairman.

Committee Room,

Austin, Texas, April 7, 1897.

Hon. George T. Jester, President of the Senate:

Your Committee on Judicial Districts, to whom was referred

House bill No. 387, a bill to be entitled "An act to amend subdivision 32, article 22, title IV, of the Revised Statutes of the State of Texas, fixing the time for holding the district court in the Thirty-second judicial district."

Have had the same under consider-

ation, and I am instructed to report same back to the Senate with the recommendation that it do pass.

BEALL, Acting Chairman.

Committee Room,

Austin, Texas, March 7, 1897.

Hon. George T. Jester, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred

House bill No. 157, a bill to be entitled "An act to amend article 2977 of chapter 4, title 55, of the Revised Statutes of the State of Texas, relating to divorce, so as to permit the wife to obtain a divorce where the husband shall have left her for one year with intention of abandonment, or for non-support, and permit either party to obtain a divorce on account of the continued drunkenness of the other, and to repeal all laws and parts of laws in conflict herewith."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

LEWIS, Chairman.

On motion of Senator Stafford, the Senate adjourned to 10 a. m. to-morrow.

SIXTY-SEVENTH DAY.

Senate Chamber,

Austin, Tex., Thursday, April 8.

Senate met pursuant to adjournment.

Lieutenant-Governor Jester in the chair.

Roll called.

Quorum present, the following Senators answering to their names:

Atlee.	Linn of Victoria.
Beall.	Linn of Wharton.
Bowser.	Morriss.
Burns.	Neal.
Colquitt.	Presler.
Darwin.	Ross.
Goss.	Stafford.
Gough.	Terrell.
Greer.	Turney.
Harrison.	Wayland.
Kerr.	Yantis.
Lewis.	Yett.

Absent.

Bailey.	Dibrell.
Boren.	Stone.

Excused.

Rogers.	Woods.
Tillett.	